

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

THOMAS LELAND FLOYD,

Plaintiff,

v.

CITY OF LAKEWOOD, CITY OF
TACOMA, COUNTY OF PIERCE, STATE
OF WASHINGTON, CHIEF KARR, KENT
HARMELL, STEVEN GANT, MICHAEL
KAWAMURA, OFFICER PAPP, THEO
ROSE, BAILIFFS SUPERIOR COURT
ROOM 260, JANZ PIERSON, AARON
TALNEY, RICHARD WHITEHEAD, M.
SCOLD, CARLOS ORTIZ, OFFICER
DARCY, TACOMA POLICE
DEPARTMENT, LAKEWOOD POLICE
DEPARTMENT, JUDGE FRANK
FLEMING, JUDGE LEE, JUDGE
CULPEPPER, SARGEANT JONES,
DIRECTOR OF POLICE DEPARTMENT,
JUDGE HILLIER, JUDGE SANDER
ALLEN, JUDGE KITTY VAN DOORN,
TIM BARTLETT, and ELLEN CHAMBERS,

Defendants.

No. C11-5068 BHS/KLS

ORDER GRANTING APPLICATION TO
PROCEED IN FORMA PAUPERIS AND
DIRECTING INSTITUTION TO
CALCULATE, COLLECT, AND
FORWARD PAYMENTS

The Court, having reviewed Plaintiff's application to proceed in forma pauperis, does
hereby find and **ORDER:**

1 Plaintiff's declaration indicates he is unable to afford the court's filing fee or give
2 security therefor. Accordingly, Plaintiff's application to proceed as a pauper is **GRANTED**. As
3 **set forth below, an initial partial filing fee will be collected, and Plaintiff is required to**
4 **make monthly payments of 20 percent of the preceding months income credited to his/her**
5 **account until the full amount of the filing fee is satisfied.**

6 Pursuant to 28 U.S.C. § 1915 and Plaintiff's approved application to proceed *in forma*
7 *pauperis*, the agency having custody of the above named Plaintiff is directed to calculate an
8 initial partial filing fee equal to 20 percent of greater of -- the average monthly deposits to the
9 prisoner's account or the average monthly balance in the prisoner's account for the 6-month
10 period immediately preceding the date of this Order. The initial partial filing fee should be
11 forwarded to the Court Clerk as soon as practicable.

12 Subsequently, if the prisoner's account exceeds \$10.00, each month the agency is
13 directed to collect and forward payments equal to 20 percent of the prisoner's preceding month's
14 income credited to the prisoner's account. In the event that the monthly payment would reduce
15 the prisoner's account below \$10.00, the agency should collect and forward only that amount
16 which would reduce the prisoner's account to the \$10.00 level. Please note that this \$10.00 limit
17 does not apply to the initial partial filing fee described above. Finally, the monthly payments
18 should be collected and forwarded to the court until the entire filing fee (\$350.00) for this matter
19 has been paid.

20 The Clerk is directed to send plaintiff a copy of this Order and the General Order, and a
21 copy of this Order along with a copy of Plaintiff's Acknowledgment and Authorization portion
22 of the IFP application to the attention of the inmate account manager of the Pierce County Jail,
23 Tacoma, Washington.

DATED this 14th day of March, 2011.


Karen L. Strombom
United States Magistrate Judge